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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

U.S. Patent Application No. : 10/615,451 Confirmation No. : 7987
Inventors : Colin Regan, et al.
Filed : July 8, 2003
Group Art Unit : 3745
Examiner : Christopher M. Verdier
Attorney Docket : 024601-000001
Customer No. : 24,239
Title : APPARATUS AND METHOD FOR GENERATING
POWER FROM MOVING WATER

MAIL STOP: PETITION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING
I hereby certify that this correspondence is being
deposited with the US Postal Service as first class

mail on November 15, 2006 in an
envelope addressed to Commissioner of Patents,
PO Box 1450, Alexandria, VA 22313-1450.

Handwritten signature of Jennifer L. Skord

Jennifer L. Skord

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

The above-identified application became abandoned as a result of missing the deadline (extended 3 months) to reply to the **March 30, 2006** Office Action. Since the totally extended deadline was **September 30, 2006**, which is a Saturday, the actual deadline was Monday, **October 2, 2006**. Thus, the date of abandonment is Tuesday, **October 3, 2006**, namely the day after the expiration date of the 3-month extended deadline to reply.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

Note: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee - required for all utility and patent applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the delay was unintentional.

1. Petition fee

Small entity - fee \$750.00 (37 CFR 1.17(m)) is enclosed.

2. Reply and/or fee

The Reply, the Petition for a 3-month extension, and the 3-month extension fee (\$510.00 - small entity) with respect the above-noted Office Action are enclosed.

11/21/2006 AWONDAF1 00000052 10615451

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750.00 0P

3. Terminal disclaimer fee

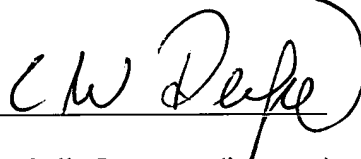
Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional, as correspondence was directed by my Patent Attorney, Jennifer Skord, to me, Colin Regan (one of the inventors) in Canada, but I was on an extended, lengthy trip in Brazil, where Johann Hoffmann (the other inventor) is located, and had forgotten about the deadline.
5. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted,

Oct. 29 2006

Date


Colin Regan (inventor)

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CANADA

Encls.: \$1260.00 check (\$750.00 small entity fee for Petition for Revival and
\$510.00 small entity fee for 3-month extension)
Petition for 3-month extension
Amendment responsive to March 30, 2006 Office Action

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